

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

EDWARD KEMPER and BRANDY  
GILLMORE,

Plaintiffs,

v.

SIERRA TOWING, GARY GONZALES, and  
LMD KIEFER WAREHOUSE LLC,

Defendants.

Case No. 2:05-cv-00158-MCE-DAD

**ORDER GRANTING STIPULATED  
MOTION TO CONTINUE TRIAL DATE  
AND AMEND FINAL PRETRIAL  
ORDER**

Judge: Hon. Morrison C. England, Jr.  
Complaint Filed: January 25, 2005  
Trial Date: October 15, 2007

Having read the foregoing Stipulated Motion to Continue Trial Date and Amend  
Final Pretrial Order, and good cause appearing therefore,

IT IS HEREBY ORDERED THAT the Jury Trial be continued to **December 10,  
2007 at 9:00 a.m.** The request to modify the Final Pretrial Order for a Bench Trial is  
**DENIED.**

IT IS FURTHER ORDERED THAT the Final Pretrial Order be amended as  
follows:

V. Motions In Limine

Motions in limine to be heard on **December 7, 2007 at 9:00 a.m.**

VIII. Exhibits – Schedules and Summaries

Exhibits exchanged by **December 3, 2007**. Originals and copies to  
Court clerk no later than **3:00 p.m.** on **December 3, 2007**.  
Difficulties with exhibit presentation to be brought to clerk's attention  
no later than **December 3, 2007**.

IX. Discovery Documents

B. Use of Depositions

File and exchange deposition excerpts by **December 3, 2007**.

C. Interrogatories

File and exchange excerpts to Answers to Interrogatories by **December 3, 2007**.

XI. Agreed Statements – Joint Statement of Case

Agreed statement to be provided to Court by **December 3, 2007**.

XII. Audio/Visual Equipment

Reservations for A/V equipment to be made in writing to the Courtroom Deputy by **November 5, 2007**.

XII. Date and Length of Trial

Jury trial scheduled for **December 10, 2007** at **9:00 a.m.** Counsel to call Courtroom Deputy by **December 3, 2007** to ascertain status of trial date.

**IT IS SO ORDERED.**

Dated: October 12, 2007

  
MORRISON C. ENGLAND, JR.  
UNITED STATES DISTRICT JUDGE